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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 0 3 2004

In re: Application of WEBSTER, et al.

Application No.:

09/723,326

Examiner:

McKelvey, TOFFICIA

Date filed:

November 28, 2000

Group:

1632

For:

MOLECULAR SWITCH FOR REGULATING MAMMALIAN GENE EXPRESSION

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at 703-872-9305 on May 3, 2004,

Reg. No. 42,730

Stanley A. Kim, Ph.D., Esq.

## RESPONSE UNDER 37 C.F.R. §1.11I

Mail Stop Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the office action mailed November 3, 2003 (hereinafter the "Office Action"), please enter the amendments and consider the remarks as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 11 of this paper.